

Hal Taylor, Esq.
Of Counsel, Olinsky Law Group
NV Bar No.: 4399
2551 West Lakeridge Shores
Reno, NV 89519
Tel: (775) 825-2223
Fax: (775) 329-1113
Email: HalTaylorLawyer@gbis.com

Destiny Williams, Esq.
Admitted Pro Hac Vice
NC Bar No.: 54381
250 S. Clinton Street, Suite 210
Syracuse, NY 13202
Tel: (315) 701-5780
Fax: (315) 701-5781
Email: dwilliams@windisability.com
Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

| | | |
|----------------------------------|---|--------------------------------------|
| TAMMI J. JOHNSON, |) | |
| |) | |
| Plaintiff, |) | CASE NO. |
| |) | 2:24-cv-01156-EJY |
| v. |) | |
| |) | SECOND CONSENT MOTION |
| |) | FOR EXTENSION OF TIME TO FILE |
| MARTIN O'MALLEY, |) | PLAINTIFF'S BRIEF |
| COMMISSIONER OF SOCIAL SECURITY, |) | |
| |) | |
| Defendant. |) | |
| _____ |) | |

Plaintiff, Tammi J. Johnson, by her attorney, moves for a second, thirty (30) day extension of time to file Plaintiff's opening brief. Plaintiff's opening brief is currently due to be filed on or before October 21, 2024. If granted, Plaintiff's brief would be due on or before November 20, 2024. This is Plaintiff's second request for an extension of time in this matter. On September 13, 2024, this Court granted Plaintiff's first Motion for an Extension of Time (Dkt. No. 9).

1 Counsel requests this extension due to an interoffice miscommunication; this briefing
2 was incidentally mis-calendared. Counsel apologizes for this error and any confusion that may
3 have been caused by it. Due to this miscommunication, Counsel requires additional time to
4 properly and thoroughly review the large Administrative Record in this matter (5,998 pages) and
5 to reintegrate this briefing into the briefing attorney's schedule. Further, Counsel has explored
6 reassigning this briefing to a different briefing attorney in Counsels office, but is unable to do so
7 due to multiple, simultaneous filing deadlines. Counsel requires additional time to prepare
8 Plaintiff's brief properly and thoroughly. For instance, between October 11, and November 18,
9 2024, staff in Counsel's office have ninety-six (96) Plaintiff briefs due. This figure does not
10 include briefings which will be due after the filing of Administrative Records throughout this
11 timeframe, Oral Arguments, appeals to Circuit Courts, Reply Briefs, settlement negotiations, and
12 the various other tasks which arise throughout the course of litigation. These circumstances do
13 not allow for Plaintiff's Counsel to properly prepare the brief by the current deadline. This
14 request will not cause Defendant any undue hardship. This extension is needed to prepare the
15 brief thoroughly and properly.

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19 Wherefore, Plaintiff requests an extension from October 21, 2024, up to and including
20 November 20, 2024, to file her brief. Counsel for the Plaintiff has conferred with Defendant's
21 Counsel who kindly consents to this request.

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1 Dated October 17, 2024.

2 Respectfully submitted,

3 /s/ Destiny Williams

4 Destiny Williams, Esq.

5 *Admitted Pro Hac Vice*

6 NC Bar No.: 54381

7 250 S. Clinton Street, Suite 210

8 Syracuse, NY 13202

9 Tel: (315) 701-5780

10 Fax: (315) 701-5781

11 Email: dwilliams@windisability.com

12 Attorney for Plaintiff

/s/ Hal Taylor

Hal Taylor, Esq.

Of Counsel, Olinsky Law Group

NV Bar No.: 4399

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Reno, NV 89519

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Fax: (775) 329-1113

Email: HalTaylorLawyer@gbis.com

Attorney for Plaintiff

13 **ORDER**

14 IT IS SO ORDERED.

15 
U.S. MAGISTRATE JUDGE

16 Date: October 18, 2024